



February 9, 2016

Via CFTC Submissions Portal

Mr. Christopher J. Kirkpatrick
Secretary of the Commission
Office of the Secretariat
Commodity Futures Trading Commission
3 Lafayette Centre
1155 21st Street, N.W.
Washington, D.C. 20581

RE: Notice of Emergency Action: Nadex Halts Trading in its Bitcoin Contracts Due to Unavailability of Underlying Market - Submission Pursuant to Commission Regulation §40.6(a)

Dear Mr. Kirkpatrick:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended (“Act”), and section §40.6(a) of the regulations promulgated by the Commodity Futures Trading Commission (the “Commission”) under the Act (the “Regulations”), North American Derivatives Exchange, Inc. (“Nadex”, the “Exchange”) hereby submits to the Commission this notice of emergency action.

On February 9, 2016, Nadex determined emergency action was appropriate to halt trading in its Weekly and Daily Bitcoin Binary contracts due to the unavailability of the underlying Tera[®] Bitcoin Price Index market upon which the Nadex Bitcoin contracts are based.

On trade date February 9, 2016 the Tera Exchange experienced a technical issue which caused the unavailability of the Tera[®] Bitcoin Price Index, the underlying market upon which the Nadex Bitcoin Binary contracts are based. By approximately 9:15pm CT, the issue had not yet been resolved, and the decision was made to implement emergency action pursuant to Nadex Rule 2.4 to halt trading in all Bitcoin contracts due to the unavailability of the underlying. Weekly and Daily Bitcoin Binary contracts were closed at approximately 9:35pm CT. At the time trading was halted, Daily Bitcoin contracts had no open interest. No additional Daily Bitcoin contracts will be listed until further notice. The Weekly Bitcoin contracts had an open interest of ten binary contracts, with a total value of \$1,000 when trading

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was halted. Nadex plans to resume trading in the Weekly Bitcoin contracts when the underlying Tera[®] Bitcoin Price Index becomes available prior to its regular expiration time on Friday, February 12, 2016. Nadex will place a Notice on its website when it resumes the listing of its Bitcoin Binary contracts.

No substantive opposing views were expressed to Nadex with respect to this emergency action.

This emergency action is authorized by the Chief Executive Officer and the Chief Regulatory Officer of Nadex per Nadex Rule 2.4.

Nadex hereby certifies that the revisions or amendments contained herein comply with the Act, as amended, and the Commission Regulations adopted thereunder.

Nadex hereby certifies that a copy of this amendment was posted on its website at the time of this filing.

Should you have any questions regarding the above, please do not hesitate to contact me by telephone at (312) 884-0927 or by email at jaime.walsh@nadex.com.

Sincerely,



Jaime Walsh
Legal Counsel